

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:) Art Unit: To be assigned
Andrew C. HIATT and Mich B. HEIN)
Serial No.: To be assigned)
Filed: Filed herewith)
For: METHODS FOR PRODUCING)
IMMUNOGLOBULINS CONTAINING)
PROTECTION PROTEINS IN PLANTS)
AND THEIR USE)

San Diego, California 92101
October 16, 2001

BOX PATENT APPLICATION
Commissioner For Patents
Washington, D.C. 20231

PRELIMINARY AMENDMENT

Dear Sir:

Preliminary to examination, Applicant makes the following amendments.

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service Express Mail Service (Label no. EL 904 935 697 US) on the date shown below with sufficient postage in an envelope addressed to: Box PATENT APPLICATION, Commissioner for Patents, Washington, D.C. 20231.

Date of Deposit: October 16, 2001

Signature:

Pamela J. Wong

In the Claims

Please delete claims 1-85 without prejudice and add new claim 86 as follows:

--86. A transgenic tobacco plant that comprises nucleotide sequences encoding IgG immunoglobulins that are devoid of sialic acid residues and galactose.--.

REMARKS

Applicant herewith submits a Continuation application together with this Preliminary Amendment. This is a Continuation of co-pending U.S. patent application Serial No. 09/312,157, filed May 14, 1999. It is respectfully submitted that the Application is now in condition for allowance.

CONCLUSION

Should the Examiner have any questions, the Examiner is invited to telephone the undersigned. Although it is believed no additional fees are due, the Commissioner is authorized to charge any deficiencies from or credit any overpayment to our deposit account No. 02-0410 (Baker & McKenzie).

Respectfully submitted,



Charles S. Berkman
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VERSION WITH MARKINGS TO SHOW CHANGES MADE

In the Claims

Claims 1-85 were deleted and new claim 86 was added.

EPICYTE-1